

SCOTT N. SCHOOLS, SC SBN 9990
 United States Attorney
 JOANN M. SWANSON, CSBN 88143
 Assistant United States Attorney
 Chief, Civil Division
 ILA C. DEISS, NY SBN 3052909
 Assistant United States Attorney

E-filed 8/27/07

450 Golden Gate Avenue, Box 36055
 San Francisco, California 94102
 Telephone: (415) 436-7124
 FAX: (415) 436-7169

Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

ZHONG ZHANG,
 JIE MA,

Plaintiffs,

v.

EMILIO T. GONZALEZ, Director of the U.S.
 Citizenship and Immigration Services;
 ALBERTO R. GONZALES, as Attorney General
 of the United States;
 MICHAEL CHERTOFF, in his Official Capacity,
 Secretary, United States Department of Homeland
 Security,

Defendants.

No. C 07-2754 JF

**PARTIES' JOINT REQUEST TO BE
 EXEMPT FROM FORMAL ADR
 PROCESS**

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

Here, the parties agree that referral to a formal ADR process will not be beneficial because this mandamus action is limited to plaintiffs' request that this Court compel defendants to adjudicate the applications for adjustment of status. Given the substance of the action and the lack of any

Parties' Consent to Magistrate Jurisdiction
 C07-2754 RS

1 potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax
2 court resources.

3 Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the
4 ADR Multi-Option Program and that they be excused from participating in the ADR phone
5 conference and any further formal ADR process.

6 Dated: August 17, 2007

Respectfully submitted,

7 SCOTT N. SCHOOLS
8 United States Attorney

9
10 /s/
ILA C. DEISS
11 Assistant United States Attorney
12 Attorney for Defendants

13 Dated: August 17, 2007

14 /s/
DANIEL HUANG
15 Attorney for Plaintiffs

16 **ORDER**

17 Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the
18 ADR Multi-Option Program and are excused from participating in the ADR phone conference and
19 any further formal ADR process.

20 **SO ORDERED.**

21
22 Date: 8/27/07

23 
JEREMY FOGEL
24 United States District Judge
25
26
27
28